# REGISTER OF CLASSIFICATION DECISIONS

| | |
|---|---|
| Date of entry in Register: | 11 October 1999 |
| Name of applicant/court: | The District Court at Aucklnad |
| Applicant to the Labelling Body: | Not Applicable |
| Title of Publication: | LL-N2 25b |
| Other Known Titles: | Photos\Hoskioki\LL-N2\LL-N2 25b |
| Director: | Not Applicable |
| Producer: | Not Applicable |
| Publisher: | Not Applicable |
| Author: | Not Applicable |
| Format: | Computer Image File |
| Country of Origin: | Not Applicable |
| Language: | Not Applicable |

**Components of film originally examined:** Not Applicable.

| | |
|---|---|
| Feature: | Running time: |
| Trailers: | Running time: |
| | Total Running time: |

Excision/Alteration: Not Applicable.

Reason(s) for Excision:

Not Applicable.

… Please turn over

Classification Decision:

Objectionable.

Display Conditions:

Not Applicable.

Descriptive Note:

Not Applicable.

---

Direction to issue a label has been given on: Not Applicable.

---

**SUMMARY OF THE REASONS FOR DECISION:**

The computer image file entitled *LL-N2 25b* is classified as:
Objectionable.

The JPEG computer image file contains one full colour photograph. The file is one of a total 280 computer image files stored on a Jaz disk and submitted together. The image depicts a naked girl of perhaps 10 years of age kneeling and bending forward on a bed so as to display her genital region for the camera. She is viewed close-up so that the backs of her thighs, her buttocks held apart by her hands and her genitals dominate the image. Her face is upside down as she engages the viewer with direct eye contact looking back between her legs. Script in one corner reads 'LL-N2-25.jpg'.

The computer image file promotes and supports the exploitation of children for sexual purposes, deeming the publication objectionable under s3(2) of the Films, Videos, and Publications Classification Act 1993 (FVPC Act). Given the characteristics of the publication, the Classification Office considers that the main purpose of the image file is the titillation or sexual arousal of adults with a prurient interest in children. The girl displays her genitals for the viewer in an overtly sexual manner. Apart from the fact that the subject is a girl, the style of the image is the same as explicit sexual material depicting adults that is intended for adult sexual stimulation. The JPEG image file format has significant implications for the intended or likely use of the publication. This digitised format allows for optimal reproduction qualities of photographic images. The format facilitates proliferation and wide distribution of the image nationally and internationally among similarly oriented individuals, by private, electronic transmission to suitably equipped and networked computers.

Referring to New Zealand Bill of Rights Act 1990 issues, the application of s3(2) of the FVPC Act deems the publication objectionable. The limit on freedom of expression resulting from the classification is demonstrably justified and prescribed by law.

OFLC Ref: 9901353